

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	Case No.: 1:10 CR 373
	)	
Plaintiff	)	JUDGE SOLOMON OLIVER, JR.
	)	
v.	)	
	)	
RENE MORALES-RODRIGUEZ,	)	<b><u>ORDER ACCEPTING PLEA</u></b>
	)	<b><u>AGREEMENT, JUDGMENT AND</u></b>
	)	<b><u>REFERRAL TO U. S. PROBATION</u></b>
Defendant	)	<b><u>OFFICE</u></b>

This case is before the Court on a Report and Recommendation filed by United States Magistrate Judge Greg White, regarding the change of plea hearing of Rene Morales-Rodriguez, which was referred to the Magistrate Judge with the consent of the parties.

On August 31, 2010, the government filed a One-Count Indictment, charging Defendant Rene Morales-Rodriguez, with Reentry of Deported Alien in violation of Title 8 United States Code, Section 1326. Defendant Morales-Rodriguez was arraigned on September 8, 2010, and entered a plea of not guilty to count 1, before Magistrate Judge Nancy A. Vecchiarelli. On October 20, 2010, Magistrate Judge Greg White, received Defendant Morales-Rodriguez's plea of guilty to count 1 of the Indictment and issued a Report and Recommendation ("R&R") concerning whether the plea should be accepted and a finding of guilty entered.

Neither party submitted objections to the Magistrate Judge's R&R in the ten days after it was issued.

On de novo review of the record, the Magistrate Judge's R&R is adopted. Defendant Rene Morales-Rodriguez is found to be competent to enter a plea and to understand his constitutional rights. He is aware of the charges and of the consequences of entering a plea. There is an adequate factual basis for the plea. The Court finds the plea was entered knowingly, intelligently, and voluntarily. The plea agreement is approved.

Therefore, Defendant Morales-Rodriguez is adjudged guilty to Count 1 of the Indictment, in violation of Title 8 United States Code, Section 1326. This matter was referred to the U. S. Probation Department for the completion of a pre-sentence investigation and report. Sentencing will be on January 7, 2011, at 10:30 a.m. in Courtroom 19-A, Carl B. Stokes United States Court House, 801 West Superior Avenue, Cleveland, Ohio.

IT IS SO ORDERED.

/s/SOLOMON OLIVER, JR.  
CHIEF JUDGE  
UNITED STATES DISTRICT COURT

December 9, 2010